03-16-07

### HE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant.

Specialised Petroleum Services Group Limited

Int'l Appin. No.:

PCT/GB03/01426

Intl Filing Date: U. S. Serial No.: 1 April 2003 10/510,016

Title:

5

15

"Junk Removal Tool"

**Docket No.:** 

3332.13

10 Mail Stop Petition
Commissioner for Patents
P. O. Box 1450

Alexandria, VA 22313-1450

# PETITION TO WITHDRAW HOLDING OF ABANDONMENT AND SECURE FILING DATE AS OF MAILING DATE VIA EXPRESS MAIL

#### Petition

- 1. Applicant petitions that this Abandonment be withdrawn since the "Response to Missing Parts" was sent "Express Mail Post Office to Addressee" mailing label no. EV494675005US on 23 February 2005.
  - 2. Submitted herewith is:
    - A copy of the missing:
      - Certificate of Express Mail;
- 25 Transmittal Letter for Submission of Missing Parts (1 page);
  - Copy of Notification of Missing Requirements Under 35 U.S.C. § 371 in the DO/EO/US (2 pages);
  - Declaration (2 pages);
  - Copy of check for \$50 late surcharge for Declaration (a previous payment of \$15 applied to the \$65 late surcharge);
  - Copy of the postcard sent with package filed on 23 February 2005.
  - A copy of the corresponding U. S. Post Office receipt establishing the deposit of the Express Mail on 23 February 2005;
  - A copy of the bank statement evidencing the cashing of check by the USPTO;
- U. S. Post Office Track and Confirm Shipment Details for Express Mail Label No. EV494675005US;
  - A copy of attorney's Mailing Recordation Log indicating the dispatch of the above-identified package as EV494675005US on 23 Fébruary 2005;

Page 1 of 2

30

JHC RAW

		$\boxtimes$	Statement from C. Dean Domingue, Esq.;
		$\boxtimes$	Notification of Abandonment.
			In the Alternative
5	3.	the E Paten	event the Patent Office does not withdraw its holding of abandonment based on express Mail mailing date, then in the alternative, the undersigned petitions the office under 37 C.F.R. 1.137(a) and 1.137(b) that the abandonment was entional (1.137(b)); or that the abandonment was unavoidable (1.137(a)).
10			Petition Fee
	4.	The p	etition fee (37 C.F.R. §.17(m)-\$1,500.00) is paid as follows:
		$\boxtimes$	Attached is a:   ⊠ check ☐ money order in the amount of \$1,500
15		$\boxtimes$	Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 50-2871;
			Request for Refund of Petition Fee
	F	$\nabla$	
	5.	$\boxtimes$	Because no defect exists in applicants' previous submission, a refund of the petition fee is respectfully requested, to paid by
20			a refund check;
			a credit to the charge authorized to Deposit Account No. 50-2871.
			Respectfully submitted,
25	[:	3- N	larch-2007 C. Dean Comingue
30	Date		C. Dean Domingue, Reg. No. 35,7\$5 Perret Doise, APLC Post Office Box 3408 Lafayette, Louisiana 70502-3408
			Phone 337.262.9000  Fax 337.262.9001  Customer No. 29166



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Specialised Petroleum Services Group Limited

Int'l Appln. No.:

PCT/GB03/01426

Intl Filing Date: U. S. Serial No.:

1 April 2003 10/510,016

Title:

"Junk Removal Tool"

**Docket No.:** 

3332.13

Mail Stop Petition Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

"Express Mail" mailing label number EV971264022US

Date of Deposit 15 Touch 2007

#### **EXPRESS MAIL CERTIFICATE**

I hereby certify that the attached Petition to Withdraw Holding of Abandonment and Secure Filing Date as of Mailing Date Via Express Mail; Copies of the missing package including: Certificate of Express Mail, Transmittal Letter for Submission of Missing Parts (1 page), Copy of Notice of Missing Requirements Under 35 U.S.C. § 371 in the O/EO/US (2 pgs), Declaration (2 pages), Check for \$50 late surcharge for Declaration, Postcard sent with package filed on 23 February 2005; A copy of the corresponding U.S.P.O. receipt establishing the deposit of the Exp. Mail on 23 February 2005; A copy of the bank statement evidencing the cashing of the check by the USPTO; U.S.P.O. Track and Confirm Shipment Details for Exp. Mail Label No. EV494675005US; A copy of attorney's Mailing Record Log indicating the dispatch of the above-identified package as EV494675005US on 23 February 2005; Statement from C. Dean Domingue, Esq.; Notification of Abandonment; a check for \$1,500, and a stamped postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted,

Gloria Richard



Applicant:

Specialised Petroleum Services Group Limited

Int'l Appin. No.:

PCT/GB03/01426

Intl Filing Date: U. S. Serial No.:

1 April 2003 10/510,016

Title:

"Junk Removal Tool"

Docket No.:

257.<del>027</del>

Mail Stop Missing Parts Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

"Express Mail" mailing label number EV494675005US

Date of Deposit 33 Fabrus and 2005

EV494675005US

#### **CERTIFICATE OF EXPRESS MAIL**

I hereby certify that the attached Transmittal Letter for Submission of Missing Parts (1 page), Copy of Notification of Missing Requirements Under 35 U.S.C. § 371 in the DO/EO/US (2 pages), Declaration (2 pages), \$50 late surcharge for Declaration (a previous payment of \$15 will be applied to the \$65 late surcharge), and a stamped postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Alexandria, VA 22313-1450.

Respectfully submitted,

Gloria Richard



#### HE UNITED STATES PATENT AND TRADEMARK OFFICE

~ Inventors:

Paul David Howlett and George Telfer

Int'l Appin. No.:

PCT/GB01/04742 26 October 2001

Intl Filing Date: U. S. Serial No.:

10/415,170

Title:

"Combined Milling and Scraping Too!"

**Docket No.:** 

257.0<del>2</del>7

Mail Stop Missing Parts Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

# TRANSMITTAL LETTER FOR NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Dear Sir:

Applicant submits the attached Declaration in the above-entitled matter. On 10 February 2005, the Patent Office mailed to the undersigned a "Notification of Missing Requirements under 35 U.S.C. § 371." The Notice is attached hereto. The Notice stated that the Declaration was missing and due to the Patent Office.

Accordingly, Applicant submits the attached Declaration. A \$50 check (a previous payment of \$15 will be applied to the \$65 late surcharge) is also attached for the surcharge. If it would aid in the disposition of this matter, the Patent Office is kindly requested to contact the undersigned. If the Patent Office determines that a Petition and Fee for Extension of Time is necessary, the Patent Office is authorized to consider this a Petition for Extension of Time and the Patent Office is authorized to charge any fee to deposit account no. 50-1822.

If any additional fee and/or surcharge is required, the Patent Office is authorized to charge Deposit Account No. 50-1822 .

Respectfully submitted,

Date: 23-Feb-2005

C. Dean Domingue, Reg. No. 33,682

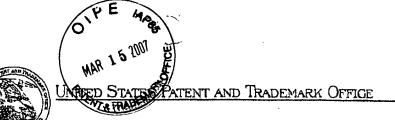
Domingue & Waddell, PLC

Post Office Box 3405

Lafayette, Louisiana 70502

Phone 337.266.2304 Fax 337.266.2305

Customer No. 29166



Due: 10-Apr.1-05

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office. Addition COMMISSIONER FOR PATENTS

PO. Dox 1450 Altrandida, Yingmin 22313-1430 www.usqua.gov

U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY, DOCKET NO

10/510,016

George Telfer

257.038

INTERNATIONAL APPLICATION NO.

PCT/GB03/01426

I.A. FILING DATE

PRIORITY DATE

04/01/2003

04/02/2002

29166
DOMINGUE & WADDELL, PLC
P.O. Box 3405
LAFAYETTE, LA 70502

CONFIRMATION NO. 4220
371 FORMALITIES LETTER
\*OC000000015146460\*

Date Mailed: 02/10/2005

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- · Indication of Small Entity Status
- Copy of the International Application filed on 09/30/2004
- Copy of the International Search Report filed on 09/30/2004
- Copy of IPE Report filed on 09/30/2004
- Preliminary Amendments filed on 09/30/2004
- Request for Immediate Examination filed on 09/30/2004
- U.S. Basic National Fees filed on 09/30/2004
- Priority Documents filed on 09/30/2004

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$50 for a Small Entity:

\$65 Late oath or declaration Surcharge.

(A previous payment of \$15 will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO	ATTY, DOCKET NO.
10/510,016	PCT/GB03/01426	257.038

FORM PCT/DO/EO/905 (371 Formalities Notice)

Due: 10-April-05



PTO/SB/01 (09-04) Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE ion Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

#### Attorney Docket **DECLARATION FOR UTILITY OR** Number DESIGN First Named Inventor GEORGE TELFER PATENT APPLICATION COMPLETE IF KNOWN (37 CFR 1.63) Application Number 10/510.016 Declaration Declaration Filing Date Submitted 09/30/2004 OR Submitted after Initial With Initial Filing (surcharge Art Unit Filing (37 CFR 1.16 (e)) required) Examiner Name I hereby declare that: Each inventor's residence, mailing address, and citizenship are as stated below next to their name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: JUNK REMOVAL TOOL (Title of the Invention) the specification of which is attached hereto OR was filed on (MM/DD/YYYY) 09/30/2004 as United States Application Number or PCT International Application Number 10/510,016 and was amended on (MM/DD/YYYY) (if applicable). I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, Inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
0207563.8	GB	04/02/2002	Not Claimed	YES NO
GB03/01426	GB	04/01/2003		
Additional foreign ap	plication numb	ers are listed on a supplement	Cal principle debt of the	
			ar priority data sheet i	O/SB/02B attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.C. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/01 (09-04)
Approved for use through 07/31/2006. OMB 0851-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## DECLARATION — Utility or Design Patent Application

	<del></del> ,								
Direct all correspondence to:	The address associated with Customer Number	er:		29166			OR	v	Correspondence address below
Name	_								
C Dean Domingue of Domingue	& Waddell PLC							•	
Address First National Bank Towers, Jeff	erson Street Suite 5	15							
City			<del> </del>	State	 e	<del></del>	<u>-</u>		ZIP
Lafayette				LA					70501
Country		Telepho	ne	<del></del>			Fax		7.0001
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I hereby declare that all stat and belief are believed to statements and the like so r false statements may jeopar	nade are punishal	ole by fine	Or imprie	rement	15 W	ere made	with	statement the kno U.S.C.	ents made on information owledge that willful false 1001 and that such willful
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Given Name (first and middle	e [if any])	<del></del>	1		1100	Family I	Vame o	s unsigi or Surne	me inventor
GEORGE						TELFER			
Inventor's Signature	Geoge	Teff				<u></u>			Date /8/1, /0 4
Residence: City ABERDEEN	State	U		Coun	itry	· ·		Citizer	nship
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NAME OF SECOND INVENT	ΓOR.								
Given Name (first and middle				A petition has been filed for this unsigned inventor Family Name or Surname					
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Inventor's Signature						<u>.</u>		$\neg \tau$	Date
Residence: City	State	<del></del>		0					
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Additional inventors or a legal i	representative are being	named on	the su	pplemen	ital sh	neet(s) PTO/	SB/02A c	r 02LR at	tached hereto.

DOMINGUE & WA\_\_\_L

A PROFESSIONAL LAW CORPORATION

OPERATING ACCOUNT PH. 337-266-2304

600 JEFFERSON STREET, SUITE 515, BOX 75

LAFAYETTE, LA 70501

DATE 23305

PAY
TO THE ORDER

BRINK FORE.

BRINK FO

Patent Office:

Please stamp with date received and return to

sender.

Inventors:

George Telfer

Int'l Appin. No.: PCT/GB03/01426

Int'l Filing Date: 1 April 2003

U. S. Serial No.: 10/510,016

Title:

"Junk Removal Tool"

Docket No.:

257.038

The stamp hereon indicates receipt of an Note: Express Mail Certificate, Transmittal Letter for Submission of Missing Parts (1 page), Copy of Notification of Missing Requirements Under 35 U.S.C. § 371 in the DO/EO/US (2 pages), Declaration (2 pages), \$50 late surcharge for Declaration, and a stamped postcard.



Global SPS 257.027



Customer Copy
Label 11-F June 2002

U.S.	EV 49	14675005 US		UNITED STATES POS		Post Office To Addressee		
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FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com

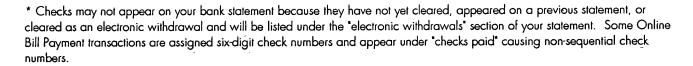


## CHASE O

March 01, 2005 through March 31, 2005 Account Number: 000007114444792

**CHECKS PAID** 

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CHECK NUMBER	PAID	AMOUNT
1992/	03/29	\$20.00
1993	03/09	100.00
1995	03/04	40.00
1996	03/08	50.00
10/8 */	03/09	5.85
1999	03/23	57.77
Total Checks Paid		\$273.62



**OTHER WITHDRAWALS, FEES & CHARGES** 

DATE DESCRIPTION

03/31 Service Fee

\$10.58

Total Other Withdrawals, Fees & Charges

DAILY ENDING BALANCE

DATE	AMOUNT
03/04	\$3,844.27
03/08	3,794.27
03/09	3,688.42
03/23	3,630.65
03/28	5,630.65
03/29	5,610.65
03/31	5,600.07

SERVICE CHARGE SUMMARY

DESCRIPTION	NUMBER OF TRANSACTIONS	CHARGE PER TRANSACTION	TOTAL CHARGE
Monthly Service Fee	1.0.0.0.10.10.10		\$10.00
Checks Paid / Debits	6	0.16	0.96
Electronic Debits	0	0.08	0.00
Deposits / Credits	1	0.35	0.35
Electronic Credits	0	0.17	0.00
Deposited Items	1	0.10	0.10
Total Service Charges		<del></del>	\$11.41
	BALANCE	RATE	
Less Earnings Credit	\$3,970.00	0.000208	-0.83
Net Service Charge			\$10.58







## **Track & Confirm**

#### **Shipment Details**

You entered EV49 4675 005U S

Your item was delivered at 10:23 am on February 25, 2005 in ALEXANDRIA, VA 22313 to PATENT OFFICE. The item was signed for by S DYAR.

Here is what happened earlier:

- ARRIVAL AT PICK-UP-POINT, February 24, 2005, 11:47 am, ALEXANDRIA, VA 22313
- ARRIVAL AT UNIT, February 24, 2005, 8:35 am, DULLES, VA 20102
- ENROUTE, February 23, 2005, 4:16 pm, LAFAYETTE, LA 70501
- ACCEPTANCE, February 23, 2005, 10:42 am, LAFAYETTE, LA 70501

#### **Notification Options**

▶ Track & Confirm by email

What is this?



▶ Request Proof of Delivery

What is this?



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Page 1 of 1 01 February 2007 QuatroPro/Recordation



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Specialised Petroleum Services Group Limited

Int'l Applii. No.: PCT/GB03/01426

**Intl Filing Date:** 1 April 2003 **U. S. Serial No.:** 10/510,016

Title: "Junk Removal Tool"

**Docket No.:** 3332.13

Mail Stop Petition Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

#### STATEMENT OF C. DEAN DOMINGUE, ESQ.

- 1. This statement is made in the above-referenced U. S. patent application. A Notification of Abandonment was mailed to the undersigned on 1 March 2007.
- 2. The undersigned received a Notice of Missing Parts, with a due date of 10 April 2005. The undersigned personally supervised the preparation and filing of the Transmittal Letter for Submission of Missing Parts which included the Transmittal Letter, Copy of the Notification of Missing Requirements, Declaration, a surcharge for the Declaration, and a stamped postcard. Said package was placed in the U. S. Express Mail (postal receipt included), with the date of filing of 23 February 2007.
- The undersigned obtained a Track and Confirm Receipt from the United States Postal Service confirming delivery of our package on 25 February 2005 in Alexandria, VA to the U. S. Patent Office. The item was signed for by S. Dyar. This receipt was obtained on 29 March 2005.
- 4. Additionally, a bank statement is provided, showing the check was cashed by the USPTO on or about 8 March 2005.
- 5. Also, a log showing the tracking of various items prepared in the normal course of practice by the undersigned's attorney staff is also included. The log shows the docket and calendaring of the Notice; the filing of the Response to Missing Parts; and, receipt of evidence showing receipt of the Response by the U.S.P.T.O. The undersigned's staff has a total of eleven (11) years experience. The undersigned has over seventeen (17) years patent experience.

6. Therefore, the undersigned attorney request withdrawal of holding of abandonment since it is clear that the package was received by the U. S. Patent Office several weeks before the deadline of 10 April 2005. Alternatively, the abandonment was unintentional. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional. If the Patent Office has further outstanding issues, the U. S. Patent Office is asked to please contact the undersigned.

Respectfully submitted,

13 - March - 2007

Jate

C. Dean Domingue, Reg. No. 35,795

Perret Doise, APLC

Post Office Box 3408 Lafayette, Louisiana 70502-3408

Phone 337.262.9000 Fax 337.262.9001

Customer No. 29166

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Abzundria, Vignia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/510,016

A PROFESSIONAL LAW CORPORATION

George Telfer

257.038

INTERNATIONAL APPLICATION NO.

PCT/GB03/01426

I.A. FILING DATE

PRIORITY DATE

04/01/2003

04/02/2002

**CONFIRMATION NO. 4220** 

371

33<u>32</u>

ABANDONMENT/TERMINATION **LETTER** 

\*OC000000022698247\*

Date Mailed: 03/01/2007

29166

PERRET DOISE

**P.O. DRAWER 3408** 

LAFAYETTE, LA 70502-3408

#### NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

 Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905). mailed 02/10/2005 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216-

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)

FRECEIVED MAR O 6 RECT